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UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

MARIA MARTINEZ-VILLA,

Plaintiff,

v.

JACKY ZHOU; and
UNITED STATES OF AMERICA ex rel.
Department of Homeland Security,

Defendants.

2:21-cv-1013-JAD-EJY

**Order Granting Stipulation to
Dismiss Claims Against Jacky Zhou
and Denying as Moot Zhou's
Motion to Dismiss**

[ECF Nos. 13, 14]

Plaintiff Maria Martinez-Villa and defendant Jacky Zhou, through their respective counsel, hereby stipulate and agree that defendant Jacky Zhou is not a proper party to this action seeking recovery of damages under the Federal Tort Claims Act and, accordingly, the claims alleged against defendant Jacky Zhou only shall be dismissed without prejudice pursuant to Rule 41(a)(2), Fed.R.Civ.P., with each such party to bear their own costs and expenses of litigation, including attorneys' fees.

1 The FTCA claims alleged against defendant United States of America are unaffected by this
2 stipulation for dismissal.

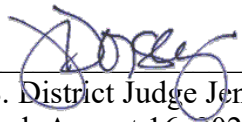
3
4 /s/ Jamie Corcoran
JAMIE CORCORAN ESQ.
5 Counsel for Plaintiff

/s/ Greg Addington
GREG ADDINGTON
Assistant United States Attorney
6 Counsel for defendant Jacky Zhou

7 **Order**

8 Based on the stipulation between plaintiff Maria Martinez-Villa and defendant Jacky Zhou and
9 good cause appearing, IT IS HEREBY ORDERED that the parties' stipulation [ECF No. 14], which I
10 construe as a joint motion because it is signed by fewer than all parties, **is GRANTED**. Martinez-
11 Villa's claims against Zhou are **DISMISSED without prejudice** and with each party to bear its own
fees and and costs.

12 IT IS FURTHER ORDERED that Zhou's motion to dismiss [ECF No. 13] **is DENIED as**
13 **moot.**

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15 
U.S. District Judge Jennifer A. Dorsey
16 Dated: August 16, 2021